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| Form PTO-1449 Substitute | | U.S. Department of Commerce Patent and Trademark Office | | Application Number | 10/037,415 |
| INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | | | | Filing Date | January 4, 2002 |
| | | | | First Named Inventor | David Baltimore |
| | | | | Art Unit | 1636 |
| | | | | Examiner Name | C. Hibbert |
| | | | | Attorney Docket No. | 75723- ZB/JPW/GJG/CS |
| NON PATENT LITERATURE DOCUMENTS | | | | | |
| Examiner Initials* | Cite No.¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | T² |
| | 1 | Order issued August 21, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; and | | | |
| | 2 | Decision issued June 1, 2009 in the concurrent litigation captioned <i>Amgen, Inc., et al. v. ARIAD Pharmaceuticals, Inc., et al.</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2009-1023. | | | |
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| EXAMINER SIGNATURE | | DATE CONSIDERED | | | |

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²Applicant is to place a checkmark here if English language Translation is attached.

Applicants: David Baltimore, et al.
Serial No.: 10/037,415
Filed: January 4, 2002
Exhibit A